

HOUSE No. 3323

The Commonwealth of Massachusetts

PRESENTED BY:

Angelo M. Scaccia

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act providing for an annual payment in lieu of taxes by the Massachusetts Turnpike Authority.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Angelo M. Scaccia	14th Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3114 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT PROVIDING FOR AN ANNUAL PAYMENT IN LIEU OF TAXES BY THE MASSACHUSETTS TURNPIKE AUTHORITY.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority
of the same, as follows:*

1 SECTION 1. Section 13 of chapter 35 of the Acts of 1952 is hereby amended by adding the following new
2 paragraph:—
3 “Without limitation of the foregoing, and notwithstanding any contrary provisions of any other general or special
4 law, the Authority is authorized and directed to enter into an agreement with each city and town in which Authority
5 property is located whereby the Authority will make to each city or town annual payments in lieu of taxes. Any such
6 agreement shall provide for annual payments for a period extending at least five years from the date thereof. Such
7 agreements may be amended by the mutual agreement of the respective city or town and the Authority and extended
8 each year to incorporate an additional year or years to the terms of the agreement. In arriving at the agreed upon
9 level of such annual payments or any amendments thereto, the respective city or town and the Authority shall
10 consider: (1) the general level of property taxation in such city or town; (2) the effect of the projects, facilities or
11 activities of the Authority in such city or town; (3) the general economic condition of the users or other persons who
12 pay tolls, rates, fees, rentals or other charges of the Authority; and (4) the needs of the Authority to maintain or
13 improve its facilities or projects, provided, that no such annual payment as agreed upon or any amendments thereto
14 shall exceed in the aggregate for any fiscal year of the Authority the balance of revenues remaining for such fiscal
15 year after payment of all other current expenses of the Authority.